

NOV 15 2004

PTO/SB/21 (09-04)

Approved for use through 07/31/2006, OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TRANSMITTAL
FORM

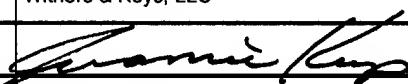
(to be used for all correspondence after initial filing)

| | | | |
|--|---|------------------------|---------------------------|
| Total Number of Pages in This Submission | 3 | Attorney Docket Number | 20009.0054US01 (BS01-229) |
|--|---|------------------------|---------------------------|

ENCLOSURES (Check all that apply)

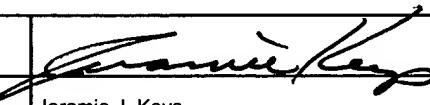
| | | |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
| <input checked="" type="checkbox"/> Fee Attached | <input type="checkbox"/> Licensing-related Papers | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences |
| <input type="checkbox"/> Amendment/Reply | <input checked="" type="checkbox"/> Petition | <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> After Final | <input type="checkbox"/> Petition to Convert to a Provisional Application | <input type="checkbox"/> Proprietary Information |
| <input type="checkbox"/> Affidavits/declaration(s) | <input type="checkbox"/> Power of Attorney, Revocation | <input type="checkbox"/> Status Letter |
| <input type="checkbox"/> Extension of Time Request | <input type="checkbox"/> Change of Correspondence Address | <input checked="" type="checkbox"/> Other Enclosure(s) (please Identify below): |
| <input type="checkbox"/> Express Abandonment Request | <input type="checkbox"/> Terminal Disclaimer | <input type="checkbox"/> Return Postcard |
| <input type="checkbox"/> Information Disclosure Statement | <input type="checkbox"/> Request for Refund | <input type="checkbox"/> Petition for Revival of an Application |
| <input type="checkbox"/> Certified Copy of Priority Document(s) | <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> Abandoned for Failure to Notify the Office of a Foreign or International Filing |
| <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application | <input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> Check |
| <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Remarks | |

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

| | | | |
|--------------|---|----------|--------|
| Firm Name | Withers & Keys, LLC | | |
| Signature |  | | |
| Printed name | Jeramie J. Keys | | |
| Date | November 10, 2004 | Reg. No. | 42,724 |

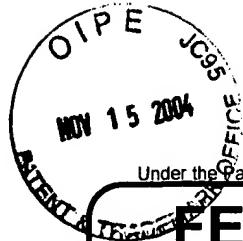
CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

| | | | |
|-----------------------|---|------|-------------------|
| Signature |  | | |
| Typed or printed name | Jeramie J. Keys | Date | November 10, 2004 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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FEET TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 1370)

Complete if Known

| | |
|----------------------|---------------------------|
| Application Number | 09/964,384 |
| Filing Date | September 28, 2001 |
| First Named Inventor | Levine et al. |
| Examiner Name | B.W. Taylor |
| Art Unit | 2643 |
| Attorney Docket No. | 20009.0054US01 (BS01-229) |

METHOD OF PAYMENT (check all that apply)

 Check Credit card Money Order Other None

 Deposit Account:

Deposit Account Number

 Deposit Account Name

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments
 Charge any additional fee(s) or any underpayment of fee(s)
 Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

| Large Entity | Small Entity | Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
|--------------------------|--------------|---------------|---------------|------------------------|----------------------|
| 1001 790 | 2001 395 | | | Utility filing fee | <input type="text"/> |
| 1002 350 | 2002 175 | | | Design filing fee | <input type="text"/> |
| 1003 550 | 2003 275 | | | Plant filing fee | <input type="text"/> |
| 1004 790 | 2004 395 | | | Reissue filing fee | <input type="text"/> |
| 1005 160 | 2005 80 | | | Provisional filing fee | <input type="text"/> |
| SUBTOTAL (1) (\$) | | | | | |

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

| Total Claims | Independent Claims | Multiple Dependent | Extra Claims | Fee from below | Fee Paid |
|----------------------|----------------------|----------------------|------------------------------|------------------------|------------------------|
| <input type="text"/> | <input type="text"/> | <input type="text"/> | -20** = <input type="text"/> | X <input type="text"/> | = <input type="text"/> |
| <input type="text"/> | <input type="text"/> | <input type="text"/> | - 3** = <input type="text"/> | X <input type="text"/> | = <input type="text"/> |
| | | | | | |

| Large Entity | Small Entity | Fee Code (\$) | Fee Code (\$) | Fee Description |
|--------------------------|--------------|---------------|---------------|--|
| 1202 18 | 2202 9 | | | Claims in excess of 20 |
| 1201 88 | 2201 44 | | | Independent claims in excess of 3 |
| 1203 300 | 2203 150 | | | Multiple dependent claim, if not paid |
| 1204 88 | 2204 44 | | | ** Reissue independent claims over original patent |
| 1205 18 | 2205 9 | | | ** Reissue claims in excess of 20 and over original patent |
| SUBTOTAL (2) (\$) | | | | |

**or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity Small Entity

| Fee Code (\$) | Fee Code (\$) | Fee Description | Fee Paid |
|-----------------------------------|---------------|--|----------------------|
| 1051 130 | 2051 65 | Surcharge - late filing fee or oath | <input type="text"/> |
| 1052 50 | 2052 25 | Surcharge - late provisional filing fee or cover sheet | <input type="text"/> |
| 1053 130 | 1053 130 | Non-English specification | <input type="text"/> |
| 1812 2,520 | 1812 2,520 | For filing a request for <i>ex parte</i> reexamination | <input type="text"/> |
| 1804 920* | 1804 920* | Requesting publication of SIR prior to Examiner action | <input type="text"/> |
| 1805 1,840* | 1805 1,840* | Requesting publication of SIR after Examiner action | <input type="text"/> |
| 1251 110 | 2251 55 | Extension for reply within first month | <input type="text"/> |
| 1252 430 | 2252 215 | Extension for reply within second month | <input type="text"/> |
| 1253 980 | 2253 490 | Extension for reply within third month | <input type="text"/> |
| 1254 1,530 | 2254 765 | Extension for reply within fourth month | <input type="text"/> |
| 1255 2,080 | 2255 1,040 | Extension for reply within fifth month | <input type="text"/> |
| 1401 340 | 2401 170 | Notice of Appeal | <input type="text"/> |
| 1402 340 | 2402 170 | Filing a brief in support of an appeal | <input type="text"/> |
| 1403 300 | 2403 150 | Request for oral hearing | <input type="text"/> |
| 1451 1,510 | 1451 1,510 | Petition to institute a public use proceeding | <input type="text"/> |
| 1452 110 | 2452 55 | Petition to revive - unavoidable | <input type="text"/> |
| 1453 1,330 | 2453 665 | Petition to revive - unintentional | <input type="text"/> |
| 1501 1,370 | 2501 685 | Utility issue fee (or reissue) | <input type="text"/> |
| 1502 490 | 2502 245 | Design issue fee | <input type="text"/> |
| 1503 660 | 2503 330 | Plant issue fee | <input type="text"/> |
| 1460 130 | 1460 130 | Petitions to the Commissioner | <input type="text"/> |
| 1807 50 | 1807 50 | Processing fee under 37 CFR 1.17(q) | <input type="text"/> |
| 1806 180 | 1806 180 | Submission of Information Disclosure Stmt | <input type="text"/> |
| 8021 40 | 8021 40 | Recording each patent assignment per property (times number of properties) | <input type="text"/> |
| 1809 790 | 2809 395 | Filing a submission after final rejection (37 CFR 1.129(a)) | <input type="text"/> |
| 1810 790 | 2810 395 | For each additional invention to be examined (37 CFR 1.129(b)) | <input type="text"/> |
| 1801 790 | 2801 395 | Request for Continued Examination (RCE) | <input type="text"/> |
| 1802 900 | 1802 900 | Request for expedited examination of a design application | <input type="text"/> |
| Other fee (specify) _____ | | | |
| *Reduced by Basic Filing Fee Paid | | | |
| SUBTOTAL (3) (\$) | | | 1370.00 |

(Complete if applicable) **SUBMITTED BY**

| | | | | | |
|-------------------|-----------------|-----------------------------------|--------|-----------|-------------------|
| Name (Print/Type) | Jeramie J. Keys | Registration No. (Attorney/Agent) | 42,724 | Telephone | 678-565-4748 |
| Signature | | | | Date | November 10, 2004 |

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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DAC
JW

PTO/SB/64a (11-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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| PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED FOR FAILURE TO NOTIFY THE OFFICE OF A FOREIGN OR INTERNATIONAL FILING (37 CFR 1.137(f)) | Docket Number (Optional) 20009.0054US01 (BS01-229) |
|---|---|
|---|---|

First named inventor: Levine et al.

Application No.: 09/964,384

Art Unit: 2643

Filed: September 28, 2001

Examiner: B.W. Taylor

Title: Telephone Intercom Methods and Systems

Attention: Office of Petitions

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

FAX: (703) 872-9306

NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (703) 305-9282.

The above-identified application became abandoned pursuant to 35 U.S.C. 122(b)(2)(B)(iii) for failure to timely notify the Office of the filing of an application in a foreign country or under a multinational international treaty that requires publication of applications eighteen months after filing. The date of abandonment is the day after the expiration date of the forty-five (45) day period set in 35 U.S.C. 122(b)(2)(B)(iii).

PURSUANT TO 37 CFR 1.137(f), APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION
UNDER 37 CFR 1.137(b)

1. Petition fee

Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.

Other than small entity - fee \$ 1370 (37 CFR 1.17(m))

2. Notice of Foreign or International Filing (35 U.S.C. 122(b)(2)(B)(iii) and 37 CFR 1.213(c))

Subsequent to the filing of the above-identified application, an application was filed in another country, or under a multinational international treaty (e.g., filed under the Patent Cooperation Treaty), that requires publication of applications eighteen months after filing. The filing date of the subsequently-filed foreign or international application is September 27, 2002.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450**.

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11/17/2004 WABDELR1 00000056 09964384
01 FC:1453

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STATEMENT: The entire delay in filing the required notice of a foreign or international filing from the due date for the required notice until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional.

[NOTE. The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

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11-10-04

Date



Signature

Telephone

Number: 678.565.4748

Jeramie J. Keys, 42,724

Typed or printed name

PO Box 71355

Address

Marietta, Ga 30007-1355

Enclosures: Fee Payment

Additional sheets containing statements establishing unintentional delay

Other: _____

CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

11-10-04

Date



Signature

Jeramie J. Keys

Type or printed name of person signing certificate